



PATENT  
450100-02056

2239  
2663

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s) : Motoki Kato  
Serial No. : 09/526,192  
Filed : March 15, 2000  
For : RECORDING APPARATUS, RECORDING METHOD, PLAYBACK APPARATUS, METHOD AND RECORDING MEDIA  
Examiner : Thai Q. Tran  
Art Unit : 2739

745 Fifth Avenue  
New York, NY 10151  
Tel: 212-588-0800

**Mail Stop Non-Fee Amendment**  
**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, VA 22313-1450**

**RECEIVED**

**FEB 13 2004**

**Technology Center 2600**

Dear Sir:

Transmitted herewith is an amendment in the above-identified application.

- ☒ No additional fee is required.  
☐ The fee has been calculated as shown below.  
☐ This is an application of a small entity under 37 CFR 1.9(f), and the amounts shown in parentheses apply.

**Claims as Amended**

(1)	(2) Claims remaining after amendment	(3)	(4) Highest number previously paid for	(5) Present extra	(6) Rate	(7) Additional Fee
Total claims	78	Minus	** =78	* 0 x	\$18 (9)	= \$ 0
Independent claims	12	Minus	*** =12	* 0 x	\$86 (43)	= \$ 0
Total additional fee for this amendment						\$ 0

- \* If the entry in Column 2 is less than the entry in Column 4, write "0" in Column 5.  
\*\* If the highest number of total claims previously paid for is less than 20, write "20" in this space.  
\*\*\* If the highest number of independent claims previously paid for is less than 3, write "3" in this space.

- ☐ This application contains a multiple dependent claim. The required fee of \$290(145) has been previously paid ☐, or is paid herewith ☐.
- ☐ This response is being filed within the \_\_\_\_\_ month following the expiration of the term originally set therefor. This is a petition to request a \_\_\_\_\_ month extension of time. A check covering the cost of the petition is enclosed.
- ☐ A check in the amount of \$\_\_\_\_\_ is attached, which covers the cost of ☐ additional claims \_\_\_\_\_ petition for extension of time.
- ☐ Charge \$\_\_\_\_\_ to Deposit Account No. 50-0320.
- ☒ Please charge any additional fees incurred by reason of this response or credit any overpayment to Deposit Account No. 50-0320.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: **Mail Stop Non-Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450**, on February 5, 2004.

Gordon M. Kessler, Reg. No. 38,511

Name of Applicant, Assignee or Registered Representative

*Gordon M. Kessler*  
Signature  
February 5, 2004  
Date of Signature

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP  
Attorneys for Applicants

By:

*Gordon M. Kessler*  
Gordon M. Kessler  
Reg. No. 38,511  
Tel: 212-588-0800



PATENT  
450100-02056

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Serial No. : 09/526,192

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5, 2004

Gordon M. Kessler, Reg. No. 38,511

Name of Applicant, Assignee or Registered Representative

*Gordon M. Kessler*  
Signature

February 5, 2004

Date of Signature

**AMENDMENT**

Mail Stop Non-Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

In response to the outstanding Office Action dated November 6, 2003, please  
amend this application as follows: